

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD**

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 16834 of 2004

Between:

P.Khader Hussain @ B.Mastanaiah S/o.Hussain Saheb
R/o.Kadapa, kadapa District.

..... PETITIONER

AND

Southern Power Distribution Company of A.P.Ltd.,
Operation Division, Rep. by its Divisional Engineer
Kadapa, Kadapa District.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of mandamus or any other appropriate writ, order or orders, direction or directions declaring the action of the respondent in placing the petitioner under suspension vide proceedings dated 14.9.2004 as illegal, arbitrary, unconstitutional and to issue a consequential direction to the respondent to act in accordance with law.

Counsel for the Petitioner :MR.V.SRINIVAS

**Counsel for the Respondent : MR.S.RAVINDRANATH (SC FOR AP
TRANSCO)**

The Court at the stage of admission made the following **ORDER**:

The petitioner did not question the competency of the Authority, which passed the

impugned order keeping the petitioner under suspension on 14-09-2004. The petitioner contends that this is not a fit case where he has to be kept under suspension pending enquiry regarding the allegation of impersonation of the petitioner in securing the employment. The truthfulness or otherwise of the allegation would be known only after a conclusion of the enquiry. Since the allegation that the petitioner secured employment by impersonation is a serious one, this is not a fit matter for interference at the stage.

In view of the representation made by the learned Counsel for the petitioner, the Enquiry Officer is directed to expedite the enquiry.

The Writ Petition is accordingly disposed of.

Dr. G. Yethirajulu, J.

Dt: 6th October, 2004.

Rns.

To

1.The Divisional Engineer,
Southern Power Distribution Company of A.P.Ltd.,
Operation Division,
Kadapa, Kadapa District.

2. Two CCs to SC for APSEB, High Court of A.P.,
Hyderabad.(OUT),

3. Two CD copies.

